

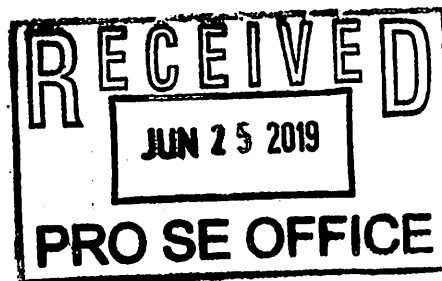
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ORIGINAL

CV 19 - 3859

CIVIL RIGHTS COMPLAINT  
42 U.S.C. § 1983

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK



Kenneth V. Iacone Sr. MC#154549  
Full name of plaintiff/prisoner ID#

Plaintiff,

JURY DEMAND  
YES ☒ NO ☐

-against-  
123rd Police Station  
Officer 1  
Arresting Officer 2

Enter full names of defendants  
[Make sure those listed above are  
identical to those listed in Part III.]

**MATSUMOTO, J.**

**SCANLON, M.J.**

Defendants.

I. Previous Lawsuits:

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment? Yes ( ) No (✓)
- B. If your answer to A is yes, describe each lawsuit in the space below (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

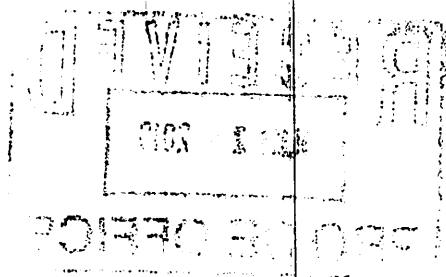
1. Parties to this previous lawsuit:

Plaintiffs: N/A

Defendants: N/A

2. Court (if federal court, name the district;  
if state court, name the county)

3. Docket Number: \_\_\_\_\_



**.L ,OTOMU2TAM**

*[Faint, illegible text]*

4. Name of the Judge to whom case was assigned: N/A

5. Disposition: (for example: Was the case dismissed? Was it appealed? Is it still pending?)  
\_\_\_\_\_

6. Approximate date of filing lawsuit: N/A

7. Approximate date of disposition: ~~7/1~~ October, 31<sup>st</sup> 2018

II. Place of Present Confinement: Middlesex County Adult Correctional Center  
P.O. Box 266, New Brunswick, NJ, 08903

A. Is there a prisoner grievance procedure in this institution? Yes ( ) No (✓)

B. Did you present the facts relating to your complaint in the prisoner grievance procedure? Yes ( ) No (✓)

C. If your answer is YES,

1. What steps did you take? N/A

2. What was the result? N/A

D. If your answer is NO, explain why not I am being held on other charges in New Jersey and made complaint with I.A. in NY and I am pursuing ~~it~~ what happened in Staten Island NY 123 Precinct

E. If there is no prison grievance procedure in the institution, did you complain to prison authorities? Yes ( ) No (X)

Internal Affairs NY

F. If your answer is YES,

I was RORed in NY court S.I. and been in New Jersey here @ Middlesex County Adult Correction Center since November 7<sup>th</sup> 2018 so I did all steps need here.

1. What steps did you take? I called Internal Affairs in New York, Spoke to Detective DeJesus and made complaint # 2018-47601

2. What was the result? Lt Pizzo @ 123 Precinct was investigating the claim and as of result of March 4<sup>th</sup> 2019 charges have been dismissed from October 31<sup>st</sup>, 2018



III. Parties:

(In item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of plaintiff Kenneth V. Iacone Sr. 154549 MC#  
Address M.L.A.C.C. P.O. Box 266, New Brunswick, NJ 08903

(In item B below, place the full name and address of each defendant)

B. List all defendants' names and the addresses at which each defendant may be served. Plaintiff must provide the address for each defendant named.

Defendant No. 1 Arresting Officer-1  
116 Main Street, 123 Precinct  
Staten Island, New York 10307  
unable to get Name & Badge # from 123 Precinct won't give called

Defendant No. 2 Arresting Officer-2  
116 Main Street, 123 Precinct  
Staten Island, New York 10307  
unable to get Name & Badge # from 123 Precinct won't give called

Defendant No. 3 123 Precinct  
116 Main Street  
Staten Island, New York 10307

Defendant No. 4 \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant No. 5 \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

[Make sure that the defendants listed above are identical to those listed in the caption on page 1].

IV. Statement of Claim:

(State briefly and concisely, the facts of your case. Include the date(s) of the event(s) alleged as well as the location where the events occurred. Include the names of each defendant and state how each person named was involved in the event you are claiming violated your rights. You need not give any legal arguments or cite to cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. You may use additional 8 ½ by 11 sheets of paper as necessary.)

Attached

IV.A If you are claiming injuries as a result of the events you are complaining about, describe your injuries and state what medical treatment you required. Was medical treatment received?

N/A

Date 10-31-18 Arrest

MIDDLESEX COUNTY ADULT CORRECTION CENTER

POST OFFICE BOX 266

NEW BRUNSWICK, NEW JERSEY 08903

Facts for 1983 Against 123 Precient  
31st And Arresting Officer1) Oct 31<sup>st</sup> 2018 pulled over by 123 Precient  
Officers Staten Island, N.Y.

2) People in Car in Front seats:

Driver - Scott Herman

Passanger - Anthony Del Negro

Back seat Drivers Side - Kenneth V Iacone

Back seat Passenger Side - Paul Deppattie Jr

3) Was said that we had Drugs + Guns in Car  
by Lawyer Maria Gaustella Esq in Court 10-31-184) After Search was done, found Nothing

5) Helicopter over scene 10-31-18

6) Each one of us individually were  
driven to the 123 Precient and Searched@  
Precient Still found no Drugs or the Guns7) Asked Officers all night long what  
we were being charged with. Also  
asked for Higher up Officers @ 123 Pct.The Officers would not tell us what  
we were being charged with, let alone  
let us talk to a Higher up officers  
In Precient  
over

(2)

8) When Paul got out of car from back seat Passenger, his legal pocket knife fell out of his pocket on to the Passenger side back seat floor

9) Paul stated that it was his pocket knife to the Officer and told the Officer that its legal to carry, even as a felon.

10) We were taken to the 120 Precinct in the morning, when we were supposed to go straight to the court to see the judge. - Because the <sup>arresting</sup> Officer said to bring us to the 120 Precinct so that we could miss having Court. on 10-31-18

But the Sgt. at the 120 Precinct said to bring us to the court right away.

11) Still not knowing our charges and asking the officers and not telling us, we were put in the cell to wait to be called by judge

12) Finally Attorney Maria Guastella came Down and spoke to us (3) Kenneth Tacone, Paul Depatie and Scott Herman.

- She told ~~Scott~~ Scott that they charged him with a disorderly persons - time served  
continue



MIDDLESEX COUNTY ADULT CORRECTION CENTER  
POST OFFICE BOX 266  
NEW BRUNSWICK, NEW JERSEY 08903

(3)

12) - Anthony Del Negro - Was Released right from the Court Ball pen from the arresting Officer and freed.

- Paul Depattie - Charged with pocket knife of his own (stated) with a \$5000.00 dollar bail / with felony charge

- Kenneth Taccone - Was charged with Paul Depattie's legal pocket knife that he stated was his in the very beginning that he told the officer and was also charged with a felony charge and a \$5000.00 dollar bail. Also charged with 7<sup>th</sup> degree Controlled Substance that was also on Paul Depattie and said was his

13) When finally last to be seen by judge @ 4:30 pm:

Paul Depattie. Stated to the judge that this was his legal pocket knife when it dropped out of his pocket on the floor of the car to the officer and stated that it is legal for a felon to possess a legal pocket knife and why should I be charged with it and a big bail that goes with it.

- Judge turned around to Paul and said this is ridiculous and RORed until next Court Date.

over  
contin...

Continue

(4)

- 13) Kenneth Tacone - When I went in front of judge with same charge the Judge said the same thing to me as well and to show up for my next Court Date on November 22, 2018, but I was incarcerated on November 7, 2018 and could not make it but let courts know what was going on.
- 14) Internal Affairs - On 11/30/18 wrote to Internal Affairs, but never recieved a written response back
- 15) Internal Affairs - On 12-5-18 Spoke to Detective J. DeJesus (Intake) and she took my statement and gave me my claim # 2018-47601
- 16) On 12/27/18 spoke to Det DeJesus and she told me that she gave the case back to the 123 Precinct to the Integrity Supervisors to handle the claim. She gave me the Names Lt Rogan and Sgt Ragina Left message and on 1/2/19 left message. 718-948-9308 - Officer  
No response back 718-948-9311 - Pct.
- 17) On 1-3-19 Left Message for Lt Rogan + Sgt Ragina to respond by letter because I was being held @ MCACC gave MC # 154549

MIDDLESEX COUNTY ADULT CORRECTION CENTER  
POST OFFICE BOX 266  
NEW BRUNSWICK, NEW JERSEY 08903

Continue

(5)

18) Integrity Supervisor - Sgt Ragina spoke to on 1-8-19 he stated that he didnt even know anything about my case or what was going on and was never given a claim for me from Det. DeJesus from Internal Affairs

19) Internal Affairs - Called back on 1-9-19, Spoke to Det. Sawtell and told him what was going on that Det. DeJesus had given me wrong Info and I wasnt getting anywhere with my claim

Det. Sawtell then did some searching on his own and gave me a Lt. Pizzo that had my claim at the 123 Precinct @ 116 main street, SI, NJ, 08907

I called and left a message for Lt Pizzo on 1-9-19 with claim # 2018-4760

Also called on 1-14-19 and left message, No response

20) The week of 1-14-19 had a family member call to 1-18-19 until gotten in touch with Lt Pizzo and finally did. Lt Pizzo stated he would get back and let know what is and was going on.

He was the Integrity Supervisor on my Case @ the 123 Precinct to take care of Matters. with False charges

- 1- <sup>Crim</sup> possession of a weapon 3rd degree - Felony
- 2- 7<sup>th</sup> degree <sup>Crim Poss</sup> Controlled Substance - Misdemeanor
- 3- Crim Poss Weap 4<sup>th</sup> Firearm/Weap - Felony

over

(6)

21) Made Numerous calls to Lt Pizzo and had gotten no where.

22) On 4-1-19 called operator for 123 precinct and spoke to Ms Fair she called her self. Ms. Fair said that Lt Pizzo was Transferred. I asked where to, Ms Fair responded to I dont know and would not put me through to some one that maybe could tell me.

23) Call back Internal Affairs on 4-1-19 spoke to Pet. Kemin - told him what the phone call was about and he made another claim for me about the conversation. claim # 2019-12804

24) All my calls here were made through the Social Worker here and recorded. Sending copies of calls. Cant get originals from Social Worker

25) On 6-6-19 Spoke to District Attorney Office Staten Island and spoke to Supervisor Maria Scarna, She told me that charges were Dismissed on March 4th 2019.

26) If any questions regarding calls, call jail and speak with Social Worker Marie, Middlesex County Adult Correction Center  
732-297-3636 - Office Social Worker New Brunswick, NJ

27) Truthful testimony letter signed by Paul Depatie

28) Called Numerous times to 123 Pct asking for Names and Badge #s for <sup>Arresting</sup> Officers and wont give them to me, always gave me an excuse, See call log for 123 Pct. 718-948-9311

**RICHMOND CRIMINAL COURT**

26 Central Avenue, Staten Island, NY 10301

Phone: (718) 675-8558 Fax: (718) 390-8405

**NO FEE****Non-Public  
Version****The People of the State of New York**

vs.

**Kenneth V. Iacone****Certificate of Disposition****Docket Number:****CR-007217-18RI****Defendant DOB: 01/17/1970****Arrest Date: 10/31/2018****Arraignment Date: 10/31/2018**

THIS IS TO CERTIFY that the undersigned has examined the files of the Richmond Criminal Court concerning the above entitled matter and finds the following:

Count	Arraignment Charge	Charge	Disposition	Disposition Date
1	PL 265.02 01 DF Crim Poss Weap-3rd:Prev Conv **SEALED 160.50**	DF	Dismissed (Motion to Dismiss Granted, Sealed 160.50)	03/04/2019
2	PL 265.01 01 AM Crim Poss Weap-4th:Firearm/Wep **SEALED 160.50**	AM	Dismissed (Motion to Dismiss Granted, Sealed 160.50)	03/04/2019
3	PL 220.03 AM Crim Poss Contrl Subst-7th **SEALED 160.50**	AM	Dismissed (Motion to Dismiss Granted, Sealed 160.50)	03/04/2019

**Dated: June 11, 2019****Chief Clerk/Clerk of the Court****CAUTION: THIS DOCUMENT IS NOT OFFICIAL UNLESS EMBOSSED WITH THE COURT SEAL**

It shall be an unlawful discriminatory practice, unless specifically required or permitted by statute, for any person, agency, bureau, corporation or association, including the state and any political subdivision thereof, to make any inquiry about, whether in any form of application or otherwise, or to act upon adversely to the individual involved, any arrest or criminal accusation of such individual not then pending against that individual which was followed by a termination of that criminal action or proceeding in favor of such individual, as defined in subdivision two of section 160.50 of the criminal procedure law, or by a youthful offender adjudication, as defined in subdivision one of section 720.35 of the criminal procedure law, or by a conviction for a violation sealed pursuant to section 160.55 of the criminal procedure law or by a conviction which is sealed pursuant to section 160.58 or 160.59 of the criminal procedure law, in connection with the licensing, employment or providing of credit or insurance to such individual; provided, further, that no person shall be required to divulge information pertaining to any arrest or criminal accusation of such individual not then pending against that individual which was followed by a termination of that criminal action or proceeding in favor of such individual, as defined in subdivision two of section 160.50 of the criminal procedure law, or by a youthful offender adjudication, as defined in subdivision one of section 720.35 of the criminal procedure law, or by a conviction for a violation sealed pursuant to section 160.55 of the criminal procedure law, or by a conviction which is sealed pursuant to section 160.58 or 160.59 of the criminal procedure law. The provisions of this subdivision shall not apply to the licensing activities of governmental bodies in relation to the regulation of guns, firearms and other deadly weapons or in relation to an application for employment as a police officer or peace officer as those terms are defined in subdivisions thirty-three and thirty-four of section 1.20 of the criminal procedure law; provided further that the provisions of this subdivision shall not apply to an application for employment or membership in any law enforcement agency with respect to any arrest or criminal accusation which was followed by a youthful offender adjudication, as defined in subdivision one of section 720.35 of the criminal procedure law, or by a conviction for a violation sealed pursuant to section 160.55 of the criminal procedure law, or by a conviction which is sealed pursuant to section 160.58 or 160.59 of the criminal procedure law. [Executive Law § 296 (16)]

Arraignment charges may not be the same as the original arrest charges.

CPL 160.50: All official records (excluding published court decisions or opinions or records and briefs on appeal) related to the arrest or prosecution on file with the Division of Criminal Justice Services, any court, police agency or prosecutor's office shall not be available to any person or public or private agency.





CJIS 2000 Response

Page 4 of 5

STATE OFFENSE CODE PL 165.05 SUB 01  
COUNTS 1  
SEVERITY MISDEMEANOR  
INCHOATE CHARGE COMPLETED  
DISPOSITION ( 2003-06-19; )  
SENTENCE TERM: 90 DAY(S) CONCURRENT  
===== CYCLE 007 =====

TRACKING NUMBER 68800095N  
EARLIEST EVENT DATE 2018-10-31 INCIDENT DATE 2018-10-31

ARREST DATE 2018-10-31 \*  
ARRESTING AGENCY NY03030S3 NYCPD PCT 123  
SUBJECT'S NAME IACONE, KENNETH, V  
COMMENT(S) COURT OF ARRAIGNMENT : NY042033J RICHMOND  
COUNTY CRIMINAL COURT

CHARGE TRACKING NUMBER 68800095N  
STATUTE CRIMINAL POSSESSION WEAPON-3RD: PREVIOUS  
CONVICTION (265.02 SUB 01 )

NCIC OFFENSE CODE 5212  
STATE OFFENSE CODE PL 265.02 SUB 01  
COUNTS 1  
SEVERITY FELONY \*

INCHOATE CHARGE COMPLETED  
CHARGE TRACKING NUMBER 68800095N  
STATUTE CRIMINAL POSSESSION CONTROLLED SUBSTANCE- 7TH  
DEGREE (220.03 )

NCIC OFFENSE CODE 3599  
STATE OFFENSE CODE PL 220.03  
COUNTS 1  
SEVERITY MISDEMEANOR \*

INCHOATE CHARGE COMPLETED

BOOKING CASE NUMBER S18609207  
BOOKING AGENCY NY03030S3 NYCPD PCT 123  
\*\*\*\*\* INDEX OF AGENCIES \*\*\*\*\*

AGENCY NYCPD PCT 122; NY0342122;

AGENCY NYCPD PCT 123; NY0342123;

AGENCY RICHMOND COUNTY PROBATION ADULT INVESTIGATIONS  
AND SUPERVISION; NY042015G;

AGENCY NYS DOCCS ULSTER CORRECTIONAL FACILITY;  
NY055055C;

AGENCY NYCPD PCT 019; NY0330019;

AGENCY NYCPD PCT 123; NY03030S3;

AGENCY NEW YORK COUNTY SUPREME COURT; NY030015J;

K1 et al 42





New Bmsmer Municipal 732-745-5089 N/c  
District Attorney Staten Island 718-876-6300 M/c  
Attorney Maria Guastella 718-876-7400 L/M (LM)  
Public Defender 732-937-6400 M/c  
Office 'John Johnson'

12-27-18 Public Defender 732-937-6400 L/M  
John Johnson

Attorney Maria 718-876-7400 N/c

NYPD Internal Affairs 212-741-8401 M/c

Public Defender 732-937-6400 L/M  
Megan Crestivall

Integrity Supervisor NYIA 718-948-4311 N/c  
(not in service) 9311 M/c 123 Pct

1-3-19

NY Attorney Maria 718-876-7400 L/M

Integrity Supervisor (NYIA) 718-948-9308 N/c 123 Pct

Public Defender 732-937-6400 9311 M/c  
John Johnson N/c L/M (LM)

1-8-19

NY Attorney Maria 718-876-7400 L/M

Integrity Supervisor (NYIA) 718-948-9308 M/c 123 Pct

Public Defender 732-937-6400 M/c

NYPD Internal Affairs 212-741-8401 M/c  
-Megan Crestivall w/sec

1-14-19

Integrity Supervisor NYIA 718-948-9311 L/M 123 Pct

NY Attorney Maria 718-876-7400 L/M

District Attorney Staten Island 718-876-6300 N/c

D.E. Supreme Ct. 302-735-1900 M/c

Public Defender Office 732-937-6400 M/c  
w/sec

1-23-19

Integrity Supervisor NYIA 718-948-9311 M/c 123 Pct

Attorney Fania 908-336-7550 M/c  
VeKler w/sec

District Attorney Staten Island 718-876-6300 N/c

CCM 732-645-4300 x 88021 N/c

Attorney MARIA 718-876-7400 L/M



2-19-19Richmond Co. Supreme Ct. 718-675-8700 n/c

718-675-8558 n/c

Post Authority 718-390-2503 m/c

Attorney FANIA 908-336-7550 m/c  
w/sec

(LM)

2-28-19

Attorney FANIA 908-336-7550 m/c

Richmond Co. Supreme Ct w/sec718-675-8700 m/cAttorney  
Emanuel 212-729-1035 m/c  
w/sec

(LM)

3-5-19

Attorney FANIA 908-336-7550 m/c

Integrity Supervisor 718-948-~~9311~~ w/secNYIA 9311 N/C 123 Pct  
Richmond Co. Supreme Ct 718-675-8700 m/c

(LM)

3-11-19

Attorney FANIA 908-336-7550 m/c

Richmond Co. Supreme Ct w/secIntegrity Supervisor NYIA 718-948-9311 m/c

Attorney Emanuel 212-729-1035 m/c

LM  
w/sec

(LM)

3-19-19Attorney Emanuel 212-729-1035 m/c

LM

w/sec

Attorney FANIA 908-336-7550 m/c

"Lt. Pizzo" Integrity Supervisor 718-948-9311 w/se

N.Y.I.A.

N/C 123 Pct

Richmond County Supreme Ct. 718-675-8700 m/c

(LM)

4-1-19

Attorney FANIA 908-336-7550 m/c

Attorney Emanuel 212-729-1035 LM

Integrity Sup. NYIA 718-948-9311 w/sec

NY PD Internal Affairs 212-741-8401 LM  
m/c

(LM)

2-6-18 Public Defender 732-937-6400 m/c (LW)  
office

2-5-18 New Brunswick municipal 732-745-5089 m/c  
District Attorney office 718-876-6300 N/C  
Staten Island  
Attorney Manual NY 212-729-1035 m/c w/sec - L/M (LW)  
NYPD Internal Affairs 212-741-8401 m/c  
Public Defender 732-937-6400 m/c  
(Susan Martin) w/sec

2-10-18 New Brunswick municipal 732-745-5089 n/c  
District Attorney Staten Island 718-876-6300 m/c  
Attorney Maria Guskala 718-876-7400 L/M (LW)  
Public Defender 732-937-6400 m/c  
office 'John Johnson'

2-27-18 Public Defender 732-937-6400 L/M  
John Johnson  
Attorney Maria 718-876-7400 n/c  
NYPD Internal Affairs 212-741-8401 m/c (LW)  
Public Defender 732-937-6400 L/M  
Megan Crestivall  
Integrity Supervisor NYIA 718-948-9311 N/C  
(not in service)  
9311 m/c 123 Pct

-3-19 NY Attorney Maria 718-876-7400 L/M  
Integrity Supervisor (NYIA) 718-948-9308 N/C  
Public Defender 732-937-6400 9311 m/c 123 Pct (LW)  
John Johnson N/C L/M

-8-19 NY Attorney Maria 718-876-7400 L/M  
Integrity Supervisor (NYIA) 718-948-9308 m/c 123 Pct (LW)  
Public Defender 732-937-6400 m/c  
-Megan Crestivall w/sec  
NYPD Internal Affairs 212-741-8401 m/c

-14-19 Integrity Supervisor NYIA 718-948-9311 L/M 123 Pct  
NY Attorney Maria 718-876-7400 L/M  
District Attorney Staten Island 718-876-6300 n/c (LW)



Integrity Supervisor NYIA 718-948-9311 m/c 123 Pct  
NY Superior Ct 718-876-8559 m/c (LM)  
NY Docket Clerk 718-556-3230 N/c  
CCM 732-645-4300 x 88022 m/c  
 Court 2-15

-4-19 CCM 732-645-4300 x 88021 m/c  
 Port Authority x 88022 n/c (LM)  
 718-390-2503 m/c

-19-19 Richmond Co. Supreme Ct. 718-675-8700 n/c  
 718-675-8558 n/c (LM)  
 Port Authority 718-390-2503 m/c  
 Attorney FANIA 908-336-7550 m/c  
 w/sec

-28-19 Attorney FANIA 908-336-7550 m/c  
Richmond Co Supreme Ct w/sec  
 718-675-8700 m/c (LM)  
 Attorney Emmanuel 212-729-1035 m/c  
 w/sec

-5-19 Attorney FANIA 908-336-7550 m/c  
 Integrity Supervisor NYIA 718-948-9311 w/sec  
 9311 n/c 123 Pct (LM)  
Richmond Co Supreme Ct 718-675-8700 m/c

-11-19 Attorney FANIA 908-336-7550 m/c  
Richmond Co. Supreme Ct w/sec  
Integrity Supervisor NYIA 718-675-8700 n/c  
 718-948-9311 m/c 123 Pct (LM)  
Attorney Emmanuel 212-729-1035 m/c  
 LM w/sec

-19-19 Attorney Emmanuel 212-729-1035 m/c  
 LM w/sec  
Attorney Emmanuel 212-729-1035 m/c  
 LM w/sec



4-8-19 Attorney Fania 908-336-7550 MLC with 32 Cratanz (H)

Attorney Emanuel 212-729-1035 N/C

4-13-19 Attorney Fania 908-336-7550 MLC with Secretary (LW)

Attorney Emanuel 212-729-1035 N/C

Richmond County  
(Staten Island Cour) 718-675-8700 N/C

5-14-19 Attorney Fania 908-336-7550 MLC with Secretary (LW)

6-6-19 District Attorney Staten Island 718-876-6300 (LW)  
N/C





*Showing I had Employment with Company @ time of Arrest.*

STANLEY PAVING LLC

---

December 4, 2018

To Whom It May Concern,

This letter is to confirm that Kenneth Iacone will have employment with us when released if the position is still available.

Respectfully



William Stanley

Stanley Paving

MIDDLESEX COUNTY ADULT CORRECTION CENTER  
POST OFFICE BOX 266  
NEW BRUNSWICK, NEW JERSEY 08903

To: United States District Courts E.D.N.Y  
From: Paul D. Depatie  
Re: Truthful Testimony on Kenneth V. Sacore Behalf  
Date: 5/30/19

To Whom-It May Concern,

-I, Paul D. Depatie, am writing this Truthful Testimony on Kenneth V. Sacore behalf to say that it was my pocket knife and controlled substance that the Police had found on me and charged Kenneth V. Sacore and myself with the charges. Kenneth V. Sacore had nothing to do with those charges that the Officers had charged him with and I clearly stated to the Judge that I took full responsibility for those charges.

Respectfully Submitted  
x Paul Depatie  
Paul D. Depatie



MIDDLESEX COUNTY ADULT CORRECTION CENTER  
POST OFFICE BOX 266  
NEW BRUNSWICK, NEW JERSEY 08903

To: Internal Affairs

From: Kenneth V Tacone Sr. 154549 / Paul DePatie 154545/  
Anthony DelNegro, 88 Gary Street SI, NY 10312 / and Scott  
Herman, 196 Shotwell Ave SI, NY, 10312<sup>Per</sup> file Complaint  
for false Arrest and Imprisonment Against the 123  
Precient on "6 Main Street SI, NY, 10309 or 10307 and  
arresting Officers involved. Awaiting <sup>Arresting</sup> Officers' Names  
Date: 11/30/18

To Whom It May Concern:

I am writing to you because I want to  
file a complaint against the 123 Precient and  
arresting Officers that were involved on Oct 30<sup>th</sup>  
or 31<sup>st</sup> we hour in the morning 2018 for false arrests  
and imprisonment for false charges.

On the night or morning we were coming home  
and one block away from saying good night to each  
other, We were pulled over from the 123 precient  
and held outside of the car for 1 hr. while they  
searched the Vechical where Scott Herman was the  
Legal Driver, Anthony DelNegro was the passanger  
and Myself Kenneth V Tacone Sr and Paul DePatie  
was the back seat Passengers,

They searched the car and found No drugs  
on our persons or car. Paul Depatie had a legal  
Pocket Knife (4 fingers) that felones are allowed to  
carry on there possession, Paul had dropped the  
Pocket Knife on the back floor of the car and

over

(2)

stated to the officer that it was his pocket knife.

The officers had a helicopter over us and stated we had a gun in the car and there was none. This was told to Anthony Del Negro's lawyer and also drags, which were never there and nothing in possession.

They took us all down to the 123 Precinct individually in separate Police cars and searched us again at the Precinct<sup>(123)</sup> and still found nothing. They ran us through the mill and every time we asked them what we are being charged with the officers at the 123 Precinct that were involved with arrests, would not tell us of our charges and we never knew what these charges were until they finally got us down to the Court House on Stuyvesant Place when the lawyer came down to talk to us one at a time.

Before the lawyer came down to talk to us, one of the arresting officers came down to the cell of the Court house and took Anthony Del Negro out of the cell and freed him to the streets to go home.

I Kenneth V. Lacone, Paul Depatie and Scott Herman were the last case to be seen at the end of the day. Where Scott Herman was charged with a disorderly Person's (time served) Myself Kenneth V. Lacone was charged with Paul Depatie's

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(3)

legal pocket knife that he told the officer when I dropped on the back floor of the car getting out that it was his and legal to possess as a felon was also charged with.

Paul Depatie went first in front of the judge and the Prosecutor wanted a \$5000.00 dollar bail with a felony charge that was legal. The judge R.O.R.ed Paul and said that this is ridiculous.

I came out after Paul and the Judge R.O.R.ed me with the same charges and bail that Paul had and said the same thing that this charge is ridiculous.

Now that I sit here in the Middlesex County Adult Correctional Center for a charge here fighting, I told them that I had a court date on Nov. 27<sup>th</sup> 2018 @ 9:00 AM that I didn't make due to me and Paul being Detained here, but Social Worker sent a fax to them of incarceration and detained and won't make it before the court date came up.

Social Worker LaToya said that she called the court and asked if I had court and the court addressed that unless my D.O.B. was 1-17-70 I didn't.

This is Anthony DeNegro's D.O.B., and was free of any charges on the day of court Oct 31<sup>st</sup> 2018 when the Arresting Officer came and got him out.

ove



(4)

and freed him of his charges. So I am not understanding why he would have a court date once again for these charges the 123 Precinct put against us and I am not understanding why I don't have a court date. (Unless charges are dropped against me for Paul's legal pocket knife)

LaToya the Social Worker here also gave me the N.Y. Public Defender Supporeably that is the Attorney that has the case to call to see if there is a warrant or a charge of a court date, I don't know if this is Anthony DelNegre's Attorney or mine due to what the Social Worker LaToya wrote me saying if your D.O.B. isn't 1-17-70 (which is Anthony's) I don't have court. (Here is his # and Name 212-729-1035 Manual)

I will send a copy of the letter she had wrote to me.

I also had an Officer Hunterdon Here on Upper A-Pod call to find out if I have any court Date's now or past and the Only court Dates that came up was the one I am here for Now.

I am not understanding this whole thing with the 123 Precinct which is under investigation for a lot of unnecessary charges put against people all the time

I ask you please to come and visit me to talk and make this complaint against the 123 Precinct and all the arresting officers that



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put these unlawful charges against me or the other 3 victims that were in the car.

I Thank you for your time and Patients and I am awaiting for your response and when you will be coming to see me to file my complaint against all the arresting Officers that were involved with the arrest on Oct 30<sup>th</sup> or 31<sup>st</sup> <sup>night or</sup> morning 2018 and the 123 Precinct.

Sincerely,

Keith Valente Jr.  
Paul J. Depatie Jr.  
Anthony DeNegro  
Scott Herman.

P.S.

Please If this is not Internal Affairs that takes care of Staten Island N.Y., Please send me back all paper work and please send me the right address for Internal Affairs for Staten Island, N.Y. please.

Thats very important please. If you do take care of Staten Island please make arrangements to come and see me about filing complaint in the matter spoken about in letter please.

Thanks again



V. Relief:

State what relief you are seeking if you prevail on your complaint.

Attached

I declare under penalty of perjury that on 6-18-19, I delivered this  
(Date)  
complaint to prison authorities to be mailed to the United States District Court for the Eastern  
District of New York.

Signed this 18<sup>th</sup> day of June, 2019. I declare under penalty of  
perjury that the foregoing is true and correct.

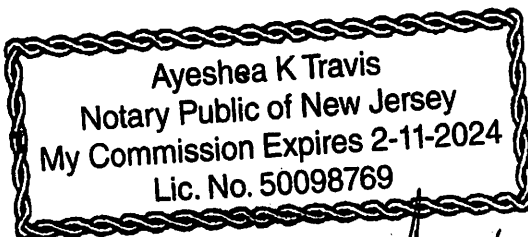
*Kimberly A. Davis*  
Signature of Plaintiff

Middlesex County Adult Correction Center  
Name of Prison Facility

Post Office Box 266  
New Brunswick, NJ, 08903

Address

MC# 154549  
Prisoner ID#



6/18/19

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NEW BRUNSWICK, NEW JERSEY 08903

Relief

1) asking for punitive Damages of \$25,000.00  
Dollars

A-losing all my clother in Hotel due to Arrert

B-losing Job - Stanley Paving from Oct 31st 2018 to Nov 5<sup>th</sup> 2018

C- lost Residents of living

D-Depressed

E-Verbal Harrasment - 123 Pct

F- Harrasment - 123 Pct.

G- False Arrest - 123 Pct

H-No Appetite

I- loss of sleep

J- Tramitized

K- Stressed

L- being Imprisoned

M- Malicious Prosektion

N- Wrongfully Searched down to underwear in Precient

O- Humiliation



3 sets of Copies

Original  
1<sup>st</sup> copies  
2<sup>nd</sup>

Original Copy

FILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ JUN 25 2019 ★

BROOKLYN OFFICE

Will send out Officer's Name's &  
Badge#s if I am able to get Them.

123 Precinct has given me problems getting  
Names & Badge#s of Arresting Officers on Oct.  
31<sup>st</sup> 2018. Call log is in Facts how many times  
I called 718-948-9311

123 Pct.

116 Main Street

SI, N.Y., 10307

Would Not Give me Arrest Report as well.